

Applicant's Interview Summaries Pursuant to 37 C.F.R. § 1.133

In accordance with 37 C.F.R. § 1.133 and MPEP 713.04, Applicant hereby provides the following summaries of telephonic examiner interviews conducted in relation to this application subsequent to issuance of the Office Action. , as follows:

1) Interview of August 5, 2010

A telephonic interview was held between Applicant's undersigned counsel and Examiner Jonathan Stroud on August 5, 2010. Prior to that telephonic interview Applicant's counsel provided to the Examiner copies of three (3) publications cited in the specification which contain detailed description as to how hydrostatic pressure may be determined within the hip joint in accordance with the present invention. Copies of these three (3) publication are also being made of record in an Information Disclosure Statement being filed herewith.

Also, prior to the August 5, 2010 interview, Applicant's counsel provided to the Examiner the proposed amendment appended hereto as Appendix A.

During the August 5, 2010 telephone interview, the proposed amendment was discussed as well as supporting paragraphs 0038 and 0041-0044 of the specification. Possible amendments to further clarify the claimed subject matter were also discussed. It was agreed that Applicant would re-contact the Examiner to discuss further amendments to place the claims in condition for allowance.

2) Interview of August 10, 2010

On August 10, 2010, another telephone interview was held s between Applicant's undersigned counsel and Examiner Jonathan Stroud. Applicant's counsel proposed preamble amendments to the independent claim and Examiner Stroud agreed that the proposed amendment did in fact place the claims in condition for allowance and would be entered on an after final basis. The Examiner indicated that a notice of allowance with examiner's amendment would be prepared and submitted for approval.

After not receiving any notice of allowance or other documents from the Office, Applicant's counsel left telephone messages for Examiner Stroud in late August and on August 31, 2010, Examiner Stroud telephoned Applicant's counsel. During that discussion, Examiner Stroud indicated that he was preparing the agreed upon notice of allowance and examiner's amendment that day.

Again, after receiving no further communication from the Office, Applicant's counsel contacted Examiner Stroud by telephone on September 24, 2010 and was informed by Examiner Stroud that the Examiner's supervisor had not approved the amendment and notice of allowance and that another office action would be forthcoming.